

Stephen H.M. Bloch # 7813  
SOUTHERN UTAH WILDERNESS ALLIANCE  
425 East 100 South  
Salt Lake City, UT 84111  
Telephone: (801) 486-3161  
steve@suwa.org

James S. Angell (*pro hac vice pending*)  
Albert B. Sahlstrom (*pro hac vice pending*)  
EARTHJUSTICE  
1400 Glenarm Place, Suite 300  
Denver, CO 80202  
Telephone: (303) 623-9466  
jangell@earthjustice.org  
asahlstrom@earthjustice.org

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

UINTAH COUNTY, UTAH, a Utah political	)	
subdivision; UINTAH COUNTY BOARD OF	)	
COMMISSIONERS;	)	
	)	
Plaintiffs,	)	
	)	Case No. 2:10-cv-00970-CW
v.	)	
	)	The Honorable Clark Waddoups
KEN SALAZAR, in his official capacity as	)	
SECRETARY OF THE INTERIOR, <i>et al.</i> ,	)	
	)	
Defendants,	)	MOTION TO INTERVENE
	)	AS DEFENDANT
SOUTHERN UTAH WILDERNESS ALLIANCE,	)	
<i>et al.</i> ,	)	
	)	
<u>Proposed Defendant-Intervenors.</u>	)	

Proposed Defendant-Intervenors Southern Utah Wilderness Alliance, The Wilderness Society, Sierra Club (collectively “SUWA”) hereby move to intervene as defendants in the above captioned case, pursuant to Fed. R. Civ. P. 24(a)(2). In the alternative, SUWA moves for permissive intervention pursuant to Fed. R. Civ. P. 24(b).

SUWA seeks to intervene on behalf of Federal Defendants to defend its interests in the protection of wilderness-quality lands. SUWA meets the standard for intervention as of right because: (1) its application is timely; (2) it has direct, substantial, and legal protectable interests relating to the property that is the subject of this action; (3) those interests may be impaired as a result of this litigation; and (4) SUWA's interests are not adequately represented by the existing parties.

In the alternative, SUWA requests leave to intervene under Fed. R. Civ. P. 24(b). SUWA satisfies the standard for permissive intervention because: (1) it has a defense that shares a common question of law or fact with the already-commenced action; (2) SUWA's intervention will not cause undue delay or prejudice, and (3) the motion to intervene is timely. SUWA's involvement in the case will also significantly contribute to the full development of the underlying factual issues in the case and to the just and equitable adjudication of the legal questions presented. A copy of SUWA's proposed answer is attached to this motion.

Federal Defendants take no position on this motion and will not file an opposition brief. Counsel for Plaintiffs indicates that they are unable to take a position at this time and will respond after viewing the motion to intervene.

Respectfully submitted this 22<sup>nd</sup> day of December, 2010.

/s/ Stephen H. M. Bloch  
Stephen H.M. Bloch # 7813  
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Attorneys for Proposed Defendant-Intervenor  
Southern Utah Wilderness Alliance.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 22<sup>nd</sup> day of December, 2010 I filed the foregoing MOTION TO INTERVENE AS DEFENDANT with the Court's electronic filing system, thereby generating service upon the following parties of record:

Constance E. Brooks  
Michael Marinovich  
C. E. Brooks & Associates P.C.  
303 East 17th Avenue, Ste. 650  
Denver, CO 80203  
Telephone: (303) 297-9100  
connie@cebrooks.com  
mike@cebrooks.com

J. Mark Ward  
Utah Association of Counties  
5397 South Vine Street  
Salt Lake City, UT 84107  
Telephone: (801) 265-1331  
mark@uacnet.org

/s/ Stephen H.M. Bloch